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Financing of the International Residual Mechanism for Criminal Tribunals

Budget for the International Residual Mechanism for Criminal Tribunals for the biennium 2018-2019

Report of the Secretary-General

Summary

By its resolution 1966 (2010), the Security Council decided to establish the International Residual Mechanism for Criminal Tribunals with two branches, which commenced functioning on 1 July 2012 (the branch for the International Criminal Tribunal for Rwanda) and on 1 July 2013 (the branch for the International Tribunal for the Former Yugoslavia).

The present report contains the proposed resource requirements for the Mechanism for the biennium 2018-2019. The resources for 2018-2019, before recosting, amount to $215,438,800 gross ($194,820,200 net).

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I. Overview

1. By its resolution 1966 (2010), the Security Council decided to establish the International Residual Mechanism for Criminal Tribunals. The Mechanism is responsible for continuing the jurisdiction, rights and obligations and essential functions of the International Tribunal for the Former Yugoslavia and the International Criminal Tribunal for Rwanda. In accordance with the aforementioned resolution, the Mechanism has three principal officials — one President, one Prosecutor and one Registrar — and two branches — the Arusha branch, which commenced operations on 1 July 2012, and the Hague branch, which commenced operations on 1 July 2013.

2. The continuous activities of the Mechanism comprise all activities mandated by the Security Council in its resolution 1966 (2010) that are ongoing in nature, that is, activities which are required to be carried out at all times, irrespective of whether the Mechanism is conducting any trials or appeals. Such activities include the protection of witnesses, the supervision of enforcement of sentences, the provision of assistance to national jurisdictions and management of the archives. While they currently also include the tracking of the remaining fugitives, the Prosecutor proposes that those functions be categorized as ad hoc activities in the budget for the reasons given below.

3. The ad hoc activities of the Mechanism are those activities mandated by the Security Council in its resolution 1966 (2010) that occur from time to time and include primarily the conduct of trials and appeals, as well as transitional functions connected with the closure of the two Tribunals. The ad hoc activities require additional resources, but not on a continuous basis.

4. During the biennium 2016-2017, the Mechanism continued to effectively implement its mandated continuous and ad hoc functions. It has been responsible for witness support and protection functions since the opening of the corresponding branches in relation to thousands of protected witnesses who have testified in completed cases tried by the Tribunals or the Mechanism, as well as to those witnesses who may appear before the Mechanism. The Mechanism has also assumed jurisdiction over enforcement issues, including the authority to designate enforcement States, to supervise the enforcement of sentences and to decide on requests for pardons or the commutation of sentences for convicted persons already serving their sentences. Moreover, the Mechanism has routinely received requests from national authorities for assistance with investigations, prosecutions and trials of individuals charged in relation to the genocide in Rwanda and the Balkans conflict. Furthermore, it has managed the archives of the two Tribunals in accordance with international standards. Finally, the Office of the Prosecutor has continued its efforts towards the apprehension of the remaining fugitives from the International Criminal Tribunal for Rwanda.

5. In addition, the Mechanism has assumed responsibility for the retrial of the *Stanišić and Simatović* case ordered by the International Tribunal for the Former Yugoslavia and for appeals proceedings in two cases tried by that Tribunal (*Šešelj* and *Karadžić*). The Mechanism also arrested and enforced the sentence of one person convicted of contempt by the International Tribunal for the Former Yugoslavia and monitored five International Criminal Tribunal for Rwanda cases referred to national jurisdictions, while dealing with a wide variety of other judicial matters. With the closure of the International Criminal Tribunal for Rwanda at the end of 2015, the Mechanism assumed responsibility for additional functions and outstanding liquidation activities of that Tribunal. In light of the upcoming closure of the International Tribunal for the Former Yugoslavia at the end of 2017, the

Mechanism furthered the progressive establishment of its self-standing Administration. In addition, the Mechanism completed the construction phase of its premises in Arusha on 1 December 2016.

6. During the biennium 2018-2019, the Mechanism will (a) continue to perform its mandated continuous functions as described above; (b) be responsible for one retrial, up to three appeals on the merits while continuing to monitor referred cases of the International Criminal Tribunal for Rwanda and address a variety of judicial requests; (c) complete the transition towards becoming a fully self-administered institution following the closure of the International Tribunal for the Former Yugoslavia; and (d) be responsible for any residual liquidation activity of the International Tribunal for the Former Yugoslavia in 2018.

7. For the biennium 2018-2019, no new or additional functions for the Office of the Prosecutor are foreseen. However, it is proposed to reflect the tracking of the remaining fugitives from the International Criminal Tribunal for Rwanda as an ad hoc activity, rather than a continuous activity, in recognition of the fact that the projected timeline for the tracking of the remaining fugitives must be driven by time-bound results. That initiative will be accompanied by the refocusing of the Office of the Prosecutor's fugitives tracking team of the Office of the Prosecutor into an interdisciplinary task force for tracking, investigation and legal matters in Arusha.

8. The budget for the biennium 2016-2017 included provisions for trials of fugitives indicted by the International Criminal Tribunal for Rwanda that fall under the jurisdiction of the Mechanism. It is proposed that that approach be maintained for the biennium 2018-2019; however, in the interest of containing the level of the overall appropriation, at this stage, the proposed budget includes provisions in support of the trial of only one fugitive as opposed to two fugitives, as had been the case in previous bienniums.

9. Heightened judicial activity in the coming biennium is also projected with the ongoing retrial of Stanišić and Simatović, the ongoing appeals proceedings in the *Šešelj* and *Karadžić* cases, and expected appeals proceedings that may arise from the Mladić trial. The Mechanism will continue to receive a wide variety of requests pertaining to both branches, in relation to review, revocation of referral of cases to national jurisdictions, compensation for violations of fair trial rights, disclosure of exculpatory material, cooperation, variation of protection measures, access to confidential material and changes in classification of confidential material. Five International Criminal Tribunal for Rwanda cases (*Bucyibaruta*, *Munyeshyaka*, *Uwinkindi*, *Munyagishari* and *Ntaganzwa*) referred to two national jurisdictions will continue to be monitored. The projected judicial workload represents the highest level of judicial activity that the Mechanism has faced since inception.

10. In its resolution 1966 (2010), the Security Council requested the Mechanism to cooperate with the countries of the former Yugoslavia and with Rwanda, as well as with interested entities, to facilitate the establishment of information and documentation centres by providing access to copies of public records of the archives of the Tribunals and the Mechanism, including through their websites. Moreover, in its resolution 2256 (2015), the Council encouraged the Mechanism and the Government of Rwanda to collaborate on matters related to the legacy of the International Criminal Tribunal for Rwanda with respect to reconciliation and justice in Rwanda, including in respect of access to archives. In line with those resolutions, the Mechanism will continue to perform ad hoc activities, including the translation of judgments of the International Criminal Tribunal for Rwanda into Kinyarwanda and the redaction of the audiovisual records of that Tribunal's judicial proceedings in Arusha, as well as the certification and digitization of the judicial

records of the International Tribunal for the Former Yugoslavia in The Hague, with a view to enhancing public access to that material.

11. For the first time since its inception, the Mechanism will carry out its operations without the assistance of its predecessor Tribunals, in particular with respect to administrative support services. The phased assumption of administrative responsibilities by the Mechanism was a deliberate strategy, which made possible the realization of economies of scale, including through double-hatting arrangements. Following the closure of the International Tribunal for the Former Yugoslavia in December 2017, all Tribunal-financed posts in support of the Mechanism's administrative functions in the Hague branch will be abolished. That action will require the establishment of an additional core administrative capacity in the Mechanism to provide support for the administrative functions previously covered by double-hatted posts in the Tribunal. At the same time, the proposed budget for 2018-2019 also foresees growth under non-post items as a result of the closure of the Tribunal and the consequential discontinuation of funding in respect of shared common services, which, as from 2018, will fall fully under the responsibility of the Mechanism. The double-hatting and cost-sharing arrangements with the two Tribunals have allowed the Mechanism to benefit from significantly lower resources than those that would have otherwise resulted had the Mechanism been operating as a self-standing institution since inception. The discontinuation of such arrangements will have a consequential significant impact on the resource growth for the biennium 2018-2019. In addition, that institutional shift occurs at a time of unprecedented judicial activity for the Mechanism, which calls for the provision of additional support from administrative services. However, all efforts have been made to contain this unavoidable resource growth to the extent possible, including by streamlining the provision of services required to support the activities expected in 2018-2019. In that regard, it should be noted that only one of the two remaining field offices in the Balkans will be maintained, which will carry out required field-related activities out of Sarajevo, Bosnia and Herzegovina.

12. The Mechanism will be responsible for completing minimal outstanding liquidation activities at the International Tribunal for the Former Yugoslavia after 31 December 2017. The Tribunal has planned and undertaken its staff drawdown and commensurate liquidation activities in parallel with the progressive completion of its judicial work. Extensive liquidation activities completed thus far include the abolition of over 1,000 posts and the separation of relevant staff; the disposal of 90 per cent of assets; and the termination or re-establishment in the Mechanism's name of 95 per cent of the Tribunal's commercial contracts. Such efforts have resulted in only minimal amounts of liquidation works to be conducted in 2018. Accordingly, provision has been made in the Mechanism's budget in the amount of $462,200 gross to support such minimal liquidation activities at the Tribunal, which are expected to be completed within the first semester of 2018. The proposed budget (a) takes into account the well-advanced liquidation work as well as lessons learned on the basis of the findings of the reports of the internal and external auditors on the liquidation of the International Criminal Tribunal for Rwanda; and (b) reflects the effort made on the part of the Mechanism to absorb to the maximum extent possible the limited residual liquidation requirements from within the existing capacity and request the minimum additional resources necessary to supplement the liquidation effort. Resources pertaining to final remuneration and separation entitlements accrued up to 31 December 2017 by staff members of the International Tribunal for the Former Yugoslavia will be provisioned under the budget of the Tribunal and reported to the General Assembly in the context of the second performance report for the biennium 2016-2017.

13. The requirements related to the programme of work outlined above have been included in the present budget submission. The overall level of resources required for the biennium 2018-2019 for the Mechanism amounts to $215,438,800 gross, of which $136,480,700 relates to the Hague branch, $78,799,800 to the Arusha branch and $158,300 to Mechanism support in New York.

14. The Mechanism proposes an overall reduction of one temporary post as compared with the existing 177 temporary posts approved in the biennium 2016-2017 for both branches. The decrease is due to the abolition of 10 posts in the Office of the Prosecutor and the Registry, offset in part by the establishment of the post of Registrar in the Mechanism, 6 posts in the Security Section in Arusha and 2 new posts for the office of the resident auditors of the Office of Internal Oversight Services (OIOS).

15. The proposed budget reflects an increase in the number of general temporary assistance positions that provide support to both the judicial and administrative capacity of the Mechanism at the two branches. The increase is due mainly to (a) the expanded judicial activity in light of one ongoing complex retrial of two high-level accused persons, two ongoing appeals cases and one additional expected appeal case, which represents the highest level of judicial activity that the Mechanism has experienced since its establishment; (b) the consequential increase in the provision of administration services by the Mechanism itself, following the closure of the International Tribunal for the Former Yugoslavia and the ensuing discontinuation of its administrative support to the Mechanism through double-hatting and cost-sharing arrangements; (c) the proposed temporary strengthening and refocusing of the fugitives tracking team of the Office of the Prosecutor into an interdisciplinary task force for tracking, investigation and legal matters in Arusha, as a result in part of the conversion of existing continuous positions into ad hoc general temporary assistance positions and the streamlining of the services; (d) the completion of the assessment of the required general services component in Arusha, following the move into the new purpose-built premises; and (e) transitional activities aimed at enhancing access to the records of the International Criminal Tribunal for Rwanda so it is consistent with the access that defence counsel, national prosecutors and other authorities have to evidentiary material in The Hague.

16. The proposed budget also reflects a reduction of $821,000, made possible through efficiencies that the Mechanism plans to bring about in the biennium 2018-2019. The proposed reduction is a result of the efforts of the Mechanism to apply the anticipated Umoja efficiencies presented in the eighth progress report of the Secretary-General on the enterprise resource planning project (A/71/390) to individual day-to-day operations. The Umoja efficiencies set out in that report were based on the experience of the Organization with the system, anticipated future changes, including future roll-outs, a global review of end-to-end processes, the retirement of legacy systems and improvements to business process and planning capabilities. Efficiencies were expressed, inter alia, as the dollar value of a full-time equivalent, where applicable. For the Mechanism, this translates to non-post reductions of $821,000, which fall under the Registry.

17. The recosting of the proposed budgetary provisions contained in the present report is in line with the recosting methodology. With regard to vacancy rates, those approved in the context of the first performance report of the Mechanism for the biennium 2016-2017 (A/71/579), namely, a uniform rate for both new and *continuing posts* (10.5 per cent for posts in the Professional and higher categories and 4.8 per cent for General Service posts), are proposed for 2018-2019.

18. Extrabudgetary resources for the biennium 2018-2019, which are estimated to be $600,000, will be utilized for a variety of activities to provide support for the work of the Office of the Prosecutor and the Registry. The estimated level of extrabudgetary resources reflects an increase of $487,000 as compared with 2016-2017 levels, as a result of the anticipated takeover by the Mechanism of a project previously managed by the International Tribunal for the Former Yugoslavia following the closure of that Tribunal at the end of 2017.

19. The distribution of resources proposed for the Mechanism for the biennium 2018-2019 is shown in tables 1 to 3 below.

Table 1
Distribution of resources by component

(Percentage)

Component	*Assessed budget*	*Extrabudgetary*
Arusha branch		
A. Chambers	0.7	–
B. Office of the Prosecutor	4.8	–
C. Registry	26.6	–
D. Archives	2.6	–
E. Liabilities for payment of pensions of retired judges and after-service health insurance for former staff members	1.9	–
Subtotal	**36.6**	**–**
Hague branch		
A. Chambers	1.9	–
B. Office of the Prosecutor	8.7	81.2
C. Registry	47.9	18.8
D. Archives	2.1	–
E. Liabilities for payment of pensions of retired judges and after-service health insurance for former staff members	2.5	–
F. International Tribunal for the Former Yugoslavia liquidation	0.2	–
Subtotal	**63.3**	**100.0**
Mechanism support, New York		
Subtotal	**0.1**	**–**
Total	**100.0**	**100.0**

Table 2

Resource requirements by component

(Thousands of United States dollars)

(1) Assessed budget

Component	*2014-2015 expenditure*	*2016-2017 appropriation*	*Resource changes*					*Total before recosting*	*Recosting*	*2018-2019 estimate*
			Technical adjustments (non-recurrent)	*Resource growth*	*Other*	*Total*	*Percentage*			
A. Chambers										
1. Arusha branch	106.8	3 550.4	–	(2 098.1)	–	(2 098.1)	(59.1)	1 452.3	156.2	1 608.5
2. Hague branch	153.2	2 888.0	–	1 263.2	–	1 263.2	43.7	4 151.2	169.6	4 320.8
Subtotal	**260.1**	**6 438.4**	**–**	**(834.9)**	**–**	**(834.9)**	**(13.0)**	**5 603.5**	**325.8**	**5 929.3**
B. Office of the Prosecutor										
1. Arusha branch	6 469.2	9 819.5	–	564.8	–	564.8	5.8	10 384.3	1 038.6	11 422.9
2. Hague branch	4 366.3	9 522.4	–	9 299.6	–	9 299.6	97.7	18 822.0	731.2	19 553.2
Subtotal	**10 835.5**	**19 341.9**	**–**	**9 864.4**	**–**	**9 864.4**	**51.0**	**29 206.3**	**1 769.8**	**30 976.1**
C. Registry										
1. Arusha branch	18 087.7	57 115.1	–	376.2	(290.7)	85.5	0.1	57 200.6	4 945.6	62 146.2
2. Hague branch	23 954.2	42 450.8	–	60 590.9	(530.3)	60 060.6	141.5	102 511.4	4 138.0	106 649.4
3. Mechanism support, New York	–	158.3	–		–	–	–	158.3	6.6	164.9
4. OIOS: audit and evaluation	–	–	–	741.0	–	741.0	–	741.0	22.0	763.0
Subtotal	**42 041.9**	**99 724.2**	**–**	**61 708.1**	**(821.0)**	**60 887.1**	**61.1**	**160 611.3**	**9 112.2**	**169 723.5**
D. Records management and archives										
1. Arusha branch	3 751.5	3 298.3	–	2 266.1	–	2 266.1	68.7	5 564.4	409.6	5 974.0
2. Hague branch	4 404.6	3 524.2	–	911.2	–	911.2	25.9	4 435.4	177.5	4 612.9
Subtotal	**8 156.1**	**6 822.5**	**–**	**3 177.3**	**–**	**3 177.3**	**46.6**	**9 999.8**	**587.1**	**10 586.9**

Component	2014-2015 expenditure	2016-2017 appropriation	Resource changes: Technical adjustments (non-recurrent)	Resource changes: Resource growth	Resource changes: Other	Resource changes: Total	Resource changes: Percentage	Total before recosting	Recosting	2018-2019 estimate
E. Liabilities for payment of pensions of retired judges and after-service health insurance for former staff members	–	3 420.7	–	6 135.0	–	6 135.0	179.3	9 555.7	749.2	10 304.9
F. International Tribunal for the Former Yugoslavia liquidation	–	–	–	462.2	–	462.2	–	462.2	18.8	481.0
Total requirements (gross)	**61 293.5**	**135 747.7**	**–**	**80 512.1**	**(821.0)**	**79 691.1**	**58.7**	**215 438.8**	**12 562.9**	**228 001.7**
Income										
Income from staff assessment	–	10 594.2	–	10 071.9	(47.5)	10 024.4	94.6	20 618.6	912.6	21 531.2
Total requirements (net)	**61 293.5**	**125 153.5**	**–**	**70 440.2**	**(773.5)**	**69 666.7**	**55.7**	**194 820.2**	**11 650.3**	**206 470.5**

(2) Extrabudgetary

	2014-2015 expenditure	2016-2017 estimate	2018-2019 estimate
Activities		113.0	600.0
Total (1) and (2)	**61 293.5**	**125 266.5**	**207 070.5**

Table 3
Temporary post requirements

Category	*2016-2017*	*Proposed changes*	*2018-2019*
Professional and higher			
Arusha branch			
Under-Secretary-General	1	(1)	–
P-5	2	–	2
P-4/3	28	(6)	22
P-2/1	7	(1)	6
Subtotal	**38**	**(8)**	**30**
Hague branch			
Under-Secretary-General	–	1	1
ASG	–	1	1
P-5	4	(1)	3
P-4/3	20	4	24
P-2/1	7	–	7
Subtotal	**31**	**5**	**36**
New York			
P-4/3	1	–	1
Subtotal	**1**	**–**	**1**
Total Professional and higher	**70**	**(3)**	**67**
General Service and other			
Arusha branch			
Security Service	32	6	38
Local level	14	(2)	12
Field Service	35	(2)	33
Subtotal	**81**	**2**	**83**
Hague branch			
Other level	26	–	26
Subtotal	**26**		**26**
Total, General Service and other	**107**	**2**	**109**
Grand total	**177**	**(1)**	**176**

II. Programme of work and resource requirements

A. Chambers

20. The Chambers are the organ that exercises judicial authority over the residual functions assumed by the Mechanism. The Chambers comprise a roster of 25 judges who are currently serving on appointment by the Secretary-General, following consultation with the Presidents of the Security Council and the General Assembly,

and one full-time President, who is appointed from the roster. The President shall appoint the judges from the roster to hear cases and consider requests, as required. The main objective of the Chambers for the biennium 2018-2019 will be to carry out all mandated residual activities, as needed, in the most expeditious manner possible.

21. The President is the highest authority of the Mechanism. He or she acts as its institutional head and is responsible for the overall execution of its mandate. The President coordinates the work of the Chambers, presides over proceedings in the Appeals Chamber, supervises the activities of the Registry, supervises the enforcement of sentences, issues practice directions, represents the Mechanism before the Security Council and the General Assembly, and performs other representational functions vis-à-vis heads of mission, embassies of Member States, the Secretary-General and other interlocutors. In addition, the President is responsible for exercising all other judicial, quasi-judicial, and administrative functions conferred on him or her by the statute and rules of procedure and evidence, including the issuance of orders and decisions related to the enforcement of sentences, the review of administrative decisions and the assignment of judges for the other judicial activity described below.

22. The judicial and other activities to be carried out by the Chambers during the biennium 2018-2019 include the conduct of the following appeals and proceedings:

(a) Ongoing appeals in the *Karadžić* and *Šešelj* cases;

(b) The prospective appeal in the *Mladić* case from the remaining trial currently before the International Tribunal for the Former Yugoslavia;

(c) Trial and interlocutory appeal proceedings in the retrial ordered by the Appeals Chamber of the International Tribunal for the Former Yugoslavia in the *Stanišić and Simatović* case;

(d) Trial and appeal proceedings in case of arrest of the three remaining fugitives indicted by the International Criminal Tribunal for Rwanda or a retrial ordered by the Mechanism or Appeals Chamber of the International Tribunal for the Former Yugoslavia;

(e) Review proceedings and associated requests (such as for assignment of counsel) related to cases completed before the Mechanism and the Tribunals;

(f) Trial and appeal proceedings in the event of contempt or false testimony cases;

(g) First instance and appeal proceedings that result from requests for revocation of referral of cases to national jurisdictions, compensation for violations of fair trial rights, disclosure of exculpatory material, judicial cooperation, variation of protection measures, access to confidential material and changes in classification of confidential material;

(h) Declassification proceedings in accordance with rule 155 of the rules of procedure and evidence;

(i) Plenaries and the review of rule amendments and related matters.

Outputs

23. During the biennium 2018-2019, the following outputs related to the activities of the Chambers are expected to be delivered:

(a) Courtroom activities: initial appearances, status conferences, pretrial conferences, trials, appeal hearings, hearing of evidence and motions in the *Stanišić*

and Simatović case, and the possible delivery of judgments, and other hearings in the cases of fugitives from the International Criminal Tribunal for Rwanda, in appeals related to the *Karadžić* and *Šešelj* cases, in the event of contempt of court or false testimony cases or a retrial ordered by the Mechanism or the Appeals Chamber of the International Tribunal for the Former Yugoslavia and in any case that is authorized for review;

(b) Decisions and orders that relate to pre-review, pre-appeal and pretrial motions, motions during trial, appeals and reviews, and first instance and appeal proceedings that result from requests for revocation of referral of cases to national jurisdictions, compensation for violations of fair trial rights, disclosure of exculpatory material, judicial cooperation, variation of protection measures, access to confidential material, changes in classification of confidential material and declassification of proceedings in accordance with rule 155 of the rules of procedure and evidence;

(c) Judgment or hearing preparation: (i) the preparation for appeal hearing in the *Karadžić* case; (ii) the processing of arguments and applicable law, deliberations, research and drafting related to the preparation of judgments in the *Karadžić* and *Šešelj* cases; (iii) the processing of arguments and applicable law in preparation for any hearing in the *Mladić* case; (iv) the processing of evidence, arguments and applicable law in connection with the preparation of the judgment in the *Stanišić and Simatović* case; (v) the processing of evidence, arguments and applicable law in connection with a possible hearing and judgment in cases where review is authorized; (vi) the processing of evidence, arguments and applicable law in trials that involve International Criminal Tribunal for Rwanda fugitives, contempt or false testimony, or any retrial;

(d) Decisions and other activity related to the enforcement of sentences, including, the designation of enforcement States for convicted persons, the determination of early release, the commutation of sentence and pardon, and the supervision of the enforcement of sentences;

(e) Amendments to the rules of procedure and evidence;

(f) The issuance of and amendments to practice directions, guidelines and regulations;

(g) Reports of the President of the Mechanism to the Security Council, as requested, on non-compliance by States with orders of the Mechanism;

(h) Annual reports to the General Assembly and biannual reports to the Security Council;

(i) Oversight of external relations and communication services, including with respect to press releases, other media products and exhibitions on matters of importance to the Mechanism;

(j) Special events: the hosting of visiting dignitaries, usually at the level of ambassador or minister for foreign affairs, and Heads of State; and the establishment and maintenance of high-level contacts with Governments of Member States to facilitate and improve cooperation with the Mechanism;

(k) Participation in activities within the United Nations system: the annual statement by the President of the Mechanism to the General Assembly and the biannual statements to the Security Council;

(l) Review of decisions of the Registrar and supervision of the activities of the Registry;

(m) Coordination of the work of the Chambers, including communications with and provision of support to judges;

(n) Meetings of the Coordination Council and plenary meetings of judges of the Mechanism;

(o) Relations with non-governmental organizations, researchers and other interlocutors outside the Mechanism;

(p) Oversight of activities related to the provision of support for and relocation of persons acquitted and released by the International Criminal Tribunal for Rwanda and the Mechanism;

(q) Oversight of activities related to the conclusion of agreements, including enforcement agreements and other agreements;

(r) Oversight of activities related to the conditions of detention of accused under the Mechanism's jurisdiction;

(s) Supervision of other Registry activities;

(t) Activities related to building and maintaining relationships with Rwanda and States of the former Yugoslavia.

Table 4
Resource requirements: Chambers

Assessed budget

	Resources (thousands of United States dollars)		*Temporary posts*	
Category	*2016-2017*	*2018-2019 (before recosting)*	*2016-2017*	*2018-2019*
Arusha branch				
Non-post	3 550.4	1 452.3	–	–
Subtotal	**3 550.4**	**1 452.3**		
Hague branch				
Non-post	2 888.0	4 151.2	–	–
Subtotal	**2 888.0**	**4 151.2**	**–**	**–**
Total	**6 438.4**	**5 603.5**	**–**	**–**

24. The provision of $5,603,500, before recosting, would cover compensation for the judges, in accordance with the statute of the Mechanism, as well as their travel requirements. The decrease of $834,900 is due to a reduction in the provision for fugitives trials, based on the trial of one rather than two fugitives, offset in part by new requirements for honorariums that relate to the *Stanišić and Simatović* retrial, for which no provision was made in the budget for the biennium 2016-2017.

B. Office of the Prosecutor

25. The Office of the Prosecutor is responsible for cases and other work falling within the competence of the Mechanism pursuant to article 1 of its statute. In accordance with article 14 of the statute, there is one Prosecutor who is responsible for the residual functions of both the International Criminal Tribunal for Rwanda

(carried out by the Arusha branch) and the International Tribunal for the Former Yugoslavia (carried out by the Hague branch).

26. The continuous responsibility of the Office of the Prosecutor is to carry out work that arises from completed cases of the Tribunals, provide assistance to national authorities and international organizations, maintain records and perform diplomatic and external relations functions and administrative and managerial functions required for running the office at the two branches. Until now, it has also included tracking the remaining fugitives from the International Criminal Court for Rwanda and preparing those cases for trial.

27. The proposed structure and continuous staffing for the Office of the Prosecutor for the biennium 2018-2019 are based on its continuous activities, which must be carried out independently of trial and appeal activities. Temporary resources are also proposed under general temporary assistance for ad hoc activities on the basis of assumptions about the expected workload concerning appellate work, retrials and contempt cases. Should new proceedings over and above those included in the projected judicial docket be ordered by the International Tribunal for the Former Yugoslavia and/or the Appeals Chamber of the Mechanism in any cases, additional resources will need to be requested, as such activities are not covered in the present proposal.

28. As mentioned, inter alia, in the overview of the present report, no new or additional functions for the Office of the Prosecutor are foreseen for the biennium 2018-2019. However, it is proposed to reclassify the tracking of the remaining fugitives from the International Criminal Tribunal for Rwanda from a continuous to an ad hoc activity. The Office intends this reclassification to reflect the recognition that the projected timeline for the tracking of the remaining fugitives must be driven by results and is distinct from the projected timelines for other continuous functions.

Continuous functions

29. The Office of the Prosecutor is responsible for addressing matters that arise from cases completed by the Tribunals at the respective branches. That work includes the following continuous functions:

(a) Enforcement of sentences: input into the assessment of applications by convicted persons for early release;

(b) Review of judgments: when applications for the review of judgments are filed, the Office will be required to respond to the application and present rebuttal evidence, as appropriate;

(c) Contempt: pursuant to article 1 (4) of its statute, the Mechanism has the power to prosecute contempt that arises from cases of the Mechanism and the Tribunals. Consequently, some basic monitoring of possible contemptuous conduct that relates to the completed cases will be required as well as the investigation and/or prosecution of contempt cases, as required;

(d) Other legal issues: there will be miscellaneous legal work that arises from the completed cases of the Tribunals, which is not covered by the foregoing specific topics;

(e) Assistance to national authorities and international organizations: a key component of the completion strategies for the Tribunals has been the transfer of appropriate cases to national jurisdictions for trial. The prosecution responds to external requests from national prosecution authorities that seek access to the evidentiary databases of the Office;

(f) Witness protection: the Office has the ongoing responsibility to identify material that should be provided to national courts to facilitate their war crimes prosecutions. If such material is identified, appropriate steps must be taken to seek variation of the protective measures to enable disclosure to the third party or to apply for protective measures in the context of review proceedings, contempt cases and the fugitive trials;

(g) Diplomatic/external relations: many of the core functions to be performed by the Office will require the Prosecutor to maintain relationships with external parties, including officials of Governments and international organizations and members of the diplomatic community;

(h) Archives and records: the Office will be responsible for compiling and maintaining records required for ongoing casework. Its input will also be required on a range of issues related to the archives of the Tribunals and the Mechanism.

Ad hoc functions

30. Tracking of fugitives: the Office of the Prosecutor assumed responsibility for tracking the three remaining fugitives from the International Criminal Court for Rwanda, Félicien Kabuga, Protais Mpiranya and Augustin Bizimana. It is also carrying out the tracking of the five other fugitives whose case files have been referred to Rwanda. The Office wishes to put additional emphasis on the apprehension of the remaining fugitives and the case readiness of the associated files.

31. Disclosure: the Prosecution has significant and ongoing disclosure obligations in relation to the retrial in the *Stanišić and Simatović* case, appeals in the *Šešelj* and *Karadžić* cases, as well as the possible appeal in the *Mladić* case. Moreover, the Prosecution has ongoing disclosure obligations in relation to closed cases.

32. The appeals in connection with the International Tribunal for the Former Yugoslavia Trial Chambers judgment in the *Šešelj* and *Karadžić* cases carry over from the biennium 2016-2017 and will continue into 2018-2019.

33. The Prosecution will further continue trial proceedings in the *Stanišić and Simatović* case. The proceedings are expected to continue throughout 2018-2019.

34. In addition, the Office of the Prosecutor will be responsible for representing the Prosecution in the appeal process in the *Mladić* case, which is scheduled to start in November 2017. It is anticipated that the process will also continue throughout 2018-2019.

35. The Prosecution will respond to requests for review and prepare for review hearings. Moreover, it will investigate and, where required, prosecute contempt.

Table 5

Objectives for the biennium, expected accomplishments, indicators of achievement and performance measures

Objective: To investigate and prosecute, in a timely and fair manner, persons falling within the areas of competence of the Mechanism, and to ensure that the requirements of the Security Council are fulfilled

			Performance measures			
Expected accomplishments of the Secretariat	*Indicators of achievement*		*2018-2019*	*2016-2017*	*2014-2015*	*2012-2013*
(a) Arrest of accused persons still at large	Number of arrests for the Arusha branch	Target	2	2	2	2
		Estimate		2	2	2
		Actual			–	–
(b) Provision of effective and timely assistance to national jurisdictions	(i) Receipt is acknowledged of requests for judicial assistance from national jurisdictions within two working days (percentage)	Target	100	100	–	–
		Estimate		100	100	
		Actual			100	
	(ii) Requests requiring certification will be completed within four weeks (percentage)	Target	90	90	90	90
		Estimate		90	90	70
		Actual			90	80
	(iii) Requests involving searches of documents will be completed within four weeks (percentage)	Target	75	75		
		Estimate		75	75	
		Actual			75	

External factors

36. The Office of the Prosecutor is expected to meet its objective and expected accomplishments on the assumption that (a) Member States cooperate in the tracking, arrest and transfer of indicted persons and in the timely provision of information and compliance with requests for assistance; (b) the arrest of two of the fugitives from the Mechanism occurs during the biennium; (c) Member States continue to investigate and prosecute those accused of atrocities in Rwanda and the former Yugoslavia and to seek assistance at a similar rate and of a similar volume to that previously sought; (d) the referrals of cases already transferred to national jurisdictions are not revoked; (e) there is normal functioning of judiciaries in the States of the former Yugoslavia so that cases may be tried at the domestic level; (f) there are no delays in the appellate proceedings for reasons beyond the control of the Mechanism, such as illness of the accused, the disclosure of material, requests for the replacement of defence counsel, requests for the review of cases already tried, other motions that affect the proceedings and the availability of witnesses to certify statements and provide testimony; (g) the International Tribunal for the Former Yugoslavia and/or the Appeals Chamber of the Mechanism will not order retrials in any cases.

Outputs

37. During the biennium 2018-2019, the following outputs will be delivered:

(a) Investigation outputs: interviewing of witnesses; collection of witness statements and documents; collection of information from informants (confidential sources and intelligence sources); preparation of mission reports and records and sensitive witness files;

(b) Trial-related outputs: comprehensive review of the fugitive case files, indictments and supporting materials to ensure that the case is trial-ready at the time of an arrest; preparation of legal opinions, motions, responses, pretrial briefs, oral and other evidence, transcripts, closing briefs and closing arguments; review of judgments for notice of appeal purposes;

(c) Appeals-related outputs: filings related to the prosecution of appeals, including motions, responses to defence motions, appeal briefs, response briefs, briefs in reply and miscellaneous applications for orders from the Appeals Chamber; conduct of training courses, including induction, legal issues and advocacy; and legal opinions on issues of international law;

(d) Post-appeal outputs: investigation, motions, briefs, disclosure and hearings in relation to requests for review and contempt matters;

(e) Diplomatic/external relations outputs: effective diplomatic outreach; bilateral and multilateral cooperation with States, other United Nations and non-United Nations entities (the International Criminal Police Organization, the North Atlantic Treaty Organization, the European Union Rule of Law Mission in Kosovo and the Executive Secretariat of the International Conference on the Great Lakes Region), press releases, speeches, statements and briefings;

(f) Servicing requests for assistance outputs: provision of effective and timely assistance to national investigating and prosecuting authorities and international organizations, search criteria, search results, analysis, advice and correspondence, motions for the variation of protective measures and responses; provision of support to local officials regarding the transfer of dossiers and exchange of know-how and training;

(g) Management outputs: policy papers and directives, guidelines related to legal practice, annual reports, Security Council reports, funding proposals, budget preparation and reports on activities of States relevant to cooperation;

(h) Information management outputs: indexes of evidentiary material and information sources, including witness statements, videotapes and audiotapes; custody, control and storage of material submitted under chain-of-custody procedures, including decontamination and preservation; software systems and modifications to computer systems, and database applications for the Office of the Prosecutor; and training for all staff;

(i) Legacy outputs: coordination with the Registry and the Chambers in the preparation of the files and electronic data to be preserved and which form part of the legacy of the Tribunal.

Table 6
Resource requirements: Office of the Prosecutor

(1) Assessed budget

	Resources (thousands of United States dollars)		*Temporary posts*	
Category	*2016-2017*	*2018-2019 (before recosting)*	*2016-2017*	*2018-2019*
Arusha branch				
Post	4 659.3	1 899.0	18	7
Non-post	4 324.0	7 528.9	–	–
Staff assessment	836.2	956.4	–	–
Subtotal	**9 819.5**	**10 384.3**	**18**	**7**

Category	Resources (thousands of United States dollars) 2016-2017	2018-2019 (before recosting)	Temporary posts 2016-2017	2018-2019
Hague branch				
Post	2 198.4	2 975.4	10	12
Non-post	6 100.2	13 179.9	–	–
Staff assessment	1 223.8	2 666.7	–	–
Subtotal	**9 522.4**	**18 822.0**	**10**	**12**
Total	**19 341.9**	**29 206.3**	**28**	**19**
(2) Extrabudgetary	–	487.0	–	–
Total (1) and (2)	**19 341.9**	**29 693.3**	**28**	**19**

Table 7
Temporary post requirements: Office of the Prosecutor

Category	2016-2017	Proposed changes	2018-2019
Professional category and above			
Arusha branch			
Under-Secretary-General	1	(1)	–
P-5	1	–	1
P-4/3	9	(6)	3
Subtotal	**11**	**(7)**	**4**
Hague branch			
Under-Secretary-General	–	1	1
P-5	1	–	1
P-4/3	5	1	6
Subtotal	**6**	**2**	**8**
Total Professional category and above	**17**	**(5)**	**12**
General Service and other			
Arusha branch			
Local level	2	(2)	–
Field Service	5	(2)	3
Subtotal	**7**	**(4)**	**3**
Hague branch		–	
Other level	4	–	4
Subtotal	**4**	**–**	**4**
Total General Service and other	**11**	**(4)**	**7**
Grand total	**28**	**(9)**	**19**

38. Total resources under posts in the amount of $4,874,400 ($1,899,000 for the Arusha branch and $2,975,400 for the Hague branch) would provide for the 19 posts indicated in table 6 above. Resources under staff assessment in the amount of $3,623,100 ($956,400 for the Arusha branch and $2,666,700 for the Hague branch) would provide for staff assessment related to the temporary posts and for general temporary assistance-funded positions. The 19 posts derive from the following actions:

(a) Continuation of 19 existing temporary posts (7 in Arusha, 12 in The Hague);

(b) Abolition of 9 temporary posts (1 P-4, 4 P-3, 2 Field Service, 2 Local level) in Arusha as a result of the refocusing of the fugitives tracking team of the Office of the Prosecutor to provide support for an interdisciplinary task force for tracking, investigation and legal matters in Arusha, which provides for, inter alia, the conversion of existing temporary posts to general temporary assistance positions, reflecting the tracking of the remaining fugitives from the International Criminal Tribunal for Rwanda as an ad hoc activity, rather than a continuous activity, in recognition of the fact that the projected timeline for the tracking of the remaining fugitives must be driven by time-bound results;

(c) Redeployment of 2 temporary posts (1 Prosecutor (Under-Secretary-General), 1 Special Assistant (P-4)) from the Arusha branch to the Hague branch, as the latter is the duty station where the posts will be operationally needed during the biennium 2018-2019.

39. The total non-post resources in the amount of $20,708,800 for the two branches ($7,528,900 for the Arusha branch and $13,179,900 for the Hague branch) would provide for general temporary assistance, overtime, expert witnesses, official travel of staff, contractual services and general operating expenses.

40. The overall increase of $9,864,400 ($564,800 for the Arusha branch and $9,299,600 for the Hague branch) compared with 2016-2017 is due mainly to (a) the additional judicial activity projected in The Hague for the biennium 2018-2019, (b) the establishment, in the Mechanism, of general temporary assistance positions in the Immediate Office of the Prosecutor (previously covered under the budget of the International Tribunal for the Former Yugoslavia) to provide for a coherent structure in light of the increase in the judicial and operational workload; and (c) the proposed refocusing of the fugitives tracking team of the Office of the Prosecutor to provide support for an interdisciplinary task force for tracking investigations and legal matters in Arusha, offset in part by a reduction under posts owing to the proposed abolition of nine posts.

41. During the biennium 2018-2019, projected extrabudgetary resources in the amount of $487,000 will be used for the implementation of various activities under this component.

C. Registry

42. The Registry is responsible for the administration and servicing of the Mechanism at both branches, directly implementing mandated functions under the Registrar's authority and supporting the Chambers and the Office of the Prosecutor in the fulfilment of their responsibilities through the provision of support services.

43. The Registry comprises the Registrar, an Officer-in-Charge for each branch and the legal, external relations and administrative staff, organized as an office at both the Arusha and Hague branches. The Registrar will direct and draw support from the two branches of the Mechanism. The Arusha office will in general perform

work related to the activities of the Arusha branch, while the Hague office will in general perform work related to the operations of the Hague branch. However, if and as necessary, each office will undertake tasks that relate to the Mechanism as a whole or provide assistance for the activities of the other branch office. This arrangement provides the Registry with additional flexibility and the capacity to respond to evolving needs.

44. The Registrar has the overall responsibility for directing and managing the Registry, including supervising the Registry and coordinating the management of the Mechanism with the Office of the President and the Office of the Prosecutor. The Registrar is also responsible for exercising his or her legal role with respect to judicial activity, as provided for in the statute and rules of procedure and evidence of the Mechanism and other governance documents, including issuing decisions on matters related to judicial proceedings, promulgating regulations for matters falling under his or her authority and submitting briefs in proceedings. Finally, the Registrar is responsible for directly implementing a number of Registry functions, including external relations and communication services, supervision of the enforcement of sentences, provision of assistance to national jurisdictions, provision of support for judicial activity and general legal support. In the absence of the Registrar and unless otherwise delegated by the Registrar, the Officer-in-Charge will carry out the foregoing responsibilities in respect of his or her branch.

45. Accordingly, and with reference to the workload outlined in the overview throughout the biennium, the Office of the Registrar will engage in the following activities, inter alia (a) providing support for the mandate of the Mechanism; (b) coordinating and ensuring the provision of effective judicial and legal support services for judicial activities; (c) coordinating and ensuring the provision of administrative, logistical, financial and material support to the Chambers, the Office of the Prosecutor and the defence; (d) ensuring the prompt execution of orders, instructions, directives and decisions of the President and Chambers of the Mechanism; (e) providing legal and policy advice on judicial, diplomatic and administrative issues; (f) undertaking functions related to the supervision of the enforcement of sentences; (g) addressing requests for cooperation from national jurisdictions; (h) communicating and coordinating with the Office of Legal Affairs and other departments at Headquarters; (i) communicating and engaging with Member States, international organizations and other stakeholders; and (j) disseminating information to the public.

46. The Registrar, with support provided by the Registry staff, will carry out the following continuous activities:

(a) Direction and management;

(b) Legal and policy support;

(c) Support for judicial activity;

(d) Provision of administrative support services;

(e) Administrative, legal and diplomatic aspects of supervision of the enforcement of sentences;

(f) Protection of victims and witnesses;

(g) Aspects of assistance to national jurisdictions;

(h) Legal and policy support for the management of archives;

(i) External relations and communication services.

47. In addition, the Registry will carry out the following main activities in support of the ad hoc programme of work for the biennium 2018-2019, pertaining mainly to the heightened judicial activity:

(a) Management of legal aid and assistance to defence teams;

(b) Court support services;

(c) Witness movement and support;

(d) Interpretation and translation services;

(e) Monitoring of referred cases;

(f) Support for and relocation of persons acquitted and released by the International Criminal Tribunal for Rwanda;

(g) Management of the United Nations Detention Facility in Arusha and the United Nations Detention Unit in The Hague during ongoing proceedings and pending the transfer of convicts to enforcement States;

(h) Activities aimed at enhancing public access to the records of the judicial proceedings of the Mechanism and its predecessor Tribunals.

48. During the biennium 2018-2019, the Registry will focus on two principal objectives:

(a) Ensuring the continued smooth operations of the Mechanism and, in particular, ensuring its capacity to fulfil its mandate following the closure of the two Tribunals;

(b) Ensuring the provision of adequate support for the ad hoc judicial responsibilities of the Mechanism, in particular, one complex retrial of two high-level accused persons and up to three appeals cases from the International Tribunal for the Former Yugoslavia and trials of fugitives from the International Criminal Tribunal for Rwanda.

Table 8
Objectives for the biennium, expected accomplishments and indicators of achievement

Objective: The efficient administration and servicing of the Mechanism through the provision of judicial, administrative and legal support to the Chambers and the Office of the Prosecutor, in line with the statute of the Mechanism, the rules of procedure and evidence and United Nations regulations and rules

			Performance measures			
Expected accomplishments	*Indicators of achievement*		*2018-2019*	*2016-2017*	*2014-2015*	*2012-2013*
(a) Full and effective support given by the Registry to the Mechanism's ad hoc judicial activity	(i) Smooth delivery of judicial support services. Any delays in the Mechanism's ad hoc judicial activity would not be attributable to the Registry (Percentage of witness attendance compliant with trial schedule)	Target	100	90		
		Estimate		90		
		Actual				
	(ii) Percentage of factual findings of reviews of indigence claims for legal assistance accepted by the parties or found credible on review by the relevant Chamber or judge	Target	100	100	100	100
		Estimate		100	100	100
		Actual			100	100

Expected accomplishments	*Indicators of achievement*		*Performance measures*			
			2018-2019	*2016-2017*	*2014-2015*	*2012-2013*
	(iii) Percentage of translations of judicial documents that meet the agreed deadline, with quality and productivity maintained and translation output levels in accordance with United Nations norms	Target	90	90	100	100
		Estimate		90	100	100
		Actual			100	100
(b) Full online access to public judicial documents, including decisions	All public judicial documents, including filings of all Mechanism cases, available online in an accessible manner (Percentage of public documents online within 24 working hours of their issuance by the Registry of the Mechanism)	Target	95	100	100	
		Estimate		90	100	90
		Actual			100	100
(c) Efficient discharge of functions relating to the supervision of the enforcement of sentences	Relevant procedures for enabling the President's decision on early release are commenced within two weeks of the receipt of requests for information from the President in respect of applications for early release (Percentage of relevant procedures commenced within two weeks of the receipt of requests for information from the President in respect of applications for early release)	Target	90	90	90	90
		Estimate		95	95	90
		Actual			90	90
(d) Efficient provision of assistance to national jurisdictions	Relevant procedures for responding to requests for assistance commenced within two weeks of receipt (for requests for unclassified documents) or judicial determination (for classified documents) (Percentage of requests for assistance for which relevant procedures for responding are commenced within two weeks)	Target	100	100	90	90
		Estimate		100	100	90
		Actual			95	90
(e) Effective provision of protection services to victims and witnesses	All mitigating actions recommended by threat assessments implemented (Percentage of mitigating actions implemented)	Target	100	100	100	
		Estimate		100	100	100
		Actual			100	100
(f) Effective provision of operational and support services to victims and witnesses during trial	Facilitation of all witnesses called to testify before the Tribunal for the purpose of trial (Percentage of witnesses appearing before the Tribunal at the request of a party)	Target	100	100		
		Estimate		100	100	
		Actual			100	
(g) Increased public awareness of the activities of the Mechanism	Number of page views of the Mechanism's website	Target	1 000 000	400 000	400 000	
		Estimate		850 000	400 000	175 440
		Actual			521 614	190 000

Expected accomplishments	*Indicators of achievement*		*Performance measures*			
			2018-2019	*2016-2017*	*2014-2015*	*2012-2013*
(h) Timely finalization of monthly financial reports	Time between the end of the month and the issuance of financial reports (Working days)	Target	8	8	8	8
		Estimate		8	8	8
		Actual			8	8

External factors

49. The Registry is expected to meet its objective and expected accomplishments on the assumption that (a) Member States continue to cooperate in the enforcement of sentences pronounced by the Tribunals and the Mechanism; (b) Member States continue to cooperate in the arrest and transfer of indicted persons and in the provision of information; and (c) there are no delays in the proceedings for reasons beyond the control of the Mechanism, including the illness of the accused, the unforeseen disclosure of material, requests for the replacement of defence counsel, the review of cases already tried and the availability of witnesses to certify statements and provide testimony.

Outputs

50. During the biennium 2018-2019, the following outputs will be delivered by the Registry:

(a) Adoption and review of further policies, directives and guidelines with respect to Registry operations;

(b) Provision of legal advice, including researching legal issues, drafting legal decisions and correspondence, negotiating and drafting agreements, and providing legal advice to the Registrar and Mechanism staff on a wide range of issues, and, with respect to the management of the archives, ensuring the application of appropriate security classification levels, providing assistance with the judicial review of records, reviewing judicial orders related to confidentiality and declassification, and providing legal advice in relation to requests for access;

(c) Administration of the enforcement of sentences, including, inter alia, the negotiation of international agreements on the enforcement of sentences, the transfer of convicted persons to enforcement States, maintaining liaison with enforcement States and providing advice to the Office of the President and enforcement States in relation to pardon, commutation of sentence and early release;

(d) Provision of support and protection services to witnesses in completed cases of the Tribunals, including providing support and administrative services for the temporary and permanent relocation of witnesses, conducting threat assessments, responding to queries from witnesses and transmitting information to and from witnesses, and reporting the results in connection with judicial procedures involving the variation of protective measures;

(e) Provision of assistance to national jurisdictions, including responding to all requests for cooperation received;

(f) Provision of public information, including the publication of various information materials related to the work and mandate of the Mechanism, the issuance of press releases to the local, national and international press regarding Mechanism activities, and participation in public events related to the mandate and activities of the Mechanism;

(g) Liaison with external partners, including with the host countries, on privileges and immunities of judges and staff, and liaison with Member States and other stakeholders, including other United Nations agencies, on matters related to the mandate and activities of the Mechanism;

(h) Management support, including the direction and supervision of the Registry's judicial support functions and legal and administrative activities, the provision of overall administrative support, the preparation of reports related to administrative functions, the preparation and implementation of budgetary provisions, the development of policies and directives on Mechanism management, the development and implementation of accountability measures, the development and maintenance of inter-agency cooperation, in particular regarding security issues, and the development and implementation of workforce performance strategies, including training, change management and capability development;

(i) Provision of technical advice on active record-keeping for the Mechanism and the International Tribunal for the Former Yugoslavia, including on active judicial record-keeping support for current trial, appeals or other hearings before that Tribunal or the Mechanism;

(j) Technical management of the archives of the Tribunals, including the management of access to records and archives.

Table 9
Resource requirements: Registry

Assessed budget

	Resources (thousands of United States dollars)		*Temporary posts*	
Category	*2016-2017*	*2018-2019 (before recosting)*	*2016-2017*	*2018-2019*
Arusha branch				
Post	19 614.0	20 180.4	90	92
Non-post	33 729.6	32 919.5		
Staff assessment	3 771.5	4 100.7		
Subtotal	**57 115.1**	**57 200.6**	**90**	**92**
Hague branch				
Post	7 409.1	8 358.1	36	39
Non-post	30 955.7	83088.1		
Staff assessment	4 086.0	11 806.2		
Subtotal	**42 450.8**	**103 252.4**	**36**	**39**
Mechanism support, New York				
Post	142.4	142.4	1	1
Staff assessment	15.9	15.9		
Subtotal	**158.3**	**158.3**	**1**	**1**
Total	**99 724.2**	**160 611.3**	**127**	**132**
(2) Extrabudgetary	113.0	113.0	–	–
Total (1) and (2)	**99 837.2**	**160 724.3**	**127**	**132**

Table 10
Temporary post requirements: Registry

Category	*2016-2017*	*Proposed changes*	*2018-2019*
Professional and higher			
Arusha branch			
P-5	1	–	1
P-4/3	15	(1)	14
P-2/1	5	(1)	4
Subtotal	**21**	**(2)**	**19**
Hague branch			
Assistant Secretary-General	–	1	1
P-5	2	(1)	1
P-4/3	12	3	15
P-2/1	5	–	5
Subtotal	**19**	**3**	**22**
New York			
P-4/3	1	–	1
Subtotal	**1**	**–**	**1**
Total, Professional and higher	**41**	**1**	**42**
General Service and other			
Arusha branch			
Security Service	32	6	38
Local level	11	(1)	10
Field Service	26	(1)	25
Subtotal	**69**	**4**	**73**
Hague branch			
Other level	17	–	17
Subtotal	**17**	**–**	**17**
Total, General Service and other	**86**	**4**	**90**
Grand total	**127**	**5**	**132**

51. Total resources under posts in the amount of $28,680,900 ($20,180,400 for the Arusha branch, $8,358,100 for the Hague branch and $142,400 for Mechanism support in New York) would provide for the 132 temporary posts indicated in table 10 above. Resources under staff assessment in the amount of $15,922,800 ($4,100,700 for the Arusha branch, $11,806,200 for the Hague branch and $15,900 for Mechanism support in New York) would provide for staff assessment related to temporary posts and to general temporary assistance-funded positions. The 132 posts derive from the following actions:

(a) Continuation of 123 existing temporary posts (86 at the Arusha branch, 36 at the Hague branch, 1 in New York);

(b) Redeployment of 1 temporary post of Special Assistant to the Registrar at the P-4 level. The post, which was redeployed from the Hague branch to the Arusha branch in 2016-2017, will be redeployed back to the Hague branch;

(c) Outward redeployment, within the same duty station (Arusha branch), of 3 temporary posts (1 Librarian (P-3), 1 Library Assistant (Field Service), 1 Library Clerk (General Service (Local level)), which were presented under the Registry in the biennium 2016-2017, from the Judicial Support Services of the Registry to the Mechanism Archives and Records Section, given that they fall under the functional responsibility of the Section;

(d) Redeployment of 2 posts of Administrative Officer (P-4) within the same duty station and organ, from the Judicial Support Services of the Registry to the Administrative Services in both Arusha and The Hague to provide support for the progressive establishment of the Administration of the Mechanism;

(e) Establishment of 1 new temporary post of Registrar at the Assistant Secretary-General-level in the Hague branch, the functions of which were previously performed by 1 Registrar who served both the Mechanism and the International Tribunal for the Former Yugoslavia under the double-hatting arrangement funded under the budget of that Tribunal. (The double-hatting arrangement was discontinued in January 2017 following the appointment of a new Registrar of the Mechanism);

(f) Establishment of 2 audit posts (1 P-4, 1 P-3) to enable OIOS to undertake planned audit assignments for the Mechanism and the audit of the liquidation effectiveness of the International Tribunal for the Former Yugoslavia following the completion of its mandate as at 31 December 2017. (It should be noted that the costs of the 2 posts for the biennium 2016-2017 were provided for under the budget of the Tribunal);

(g) Establishment of 6 new temporary posts at the Security Service level in the Safety and Security Section (Arusha branch) to address additional security requirements in the new facility of the Mechanism in Arusha, which were not fully known at the time of preparation of the 2016-2017 budget;

(h) Reclassification of 1 post of Associate Legal Officer (P-2) in the Office of the President (Arusha branch) to the P-3 level to better reflect the more complex responsibilities of the post;

(i) Abolition of 1 existing post of Chef de Cabinet at the P-5 level in the Office of the President (Hague branch), the functions of which have been expanded to encompass more complex duties, including the leadership of both the Office of the President and the Chambers Legal Support Section, which are deemed to be commensurate with the D-1 level. In order to augment the level of the existing post, and given the ad hoc nature of the increased complexity of the functions of the post, it is proposed that a new general temporary assistance position be established at the D-1 level.

52. The total non-post resources in the amount of $116,007,600 for the two branches ($32,919,500 for the Arusha branch and $83,088,100 for the Hague branch) would provide for general temporary assistance, consultants and expert witnesses for the defence, the travel of staff and witnesses, defence counsel fees and other contractual services, general operating expenses, hospitality, supplies and materials, furniture and equipment, the improvement of premises, and the Mechanism share of United Nations field security, including charges for malicious act insurance.

53. The overall increase of $60,887,100 compared with the 2016-2017 appropriation is attributable mainly to (a) the support required for the expanded judicial activity projected for 2018-2019, including the retrial in the *Stanišić and Simatović* case, two ongoing appeals and a third possible appeal; (b) the full establishment of a self-standing administration of the Mechanism as from 1 January 2018, following the closure of the International Tribunal for the Former Yugoslavia on 31 December 2017, which provided double-hatting support and cost-sharing arrangements with the Mechanism; and (c) additional requirements resulting from the reassessment of the staffing capacity required to provide support for the new premises in Arusha. The increase is offset in part by a decrease of $821,000 under non-post costs owing to anticipated efficiencies that the Mechanism plans to achieve in 2018-2019.

54. During the biennium 2018-2019, projected extrabudgetary resources in the amount of $113,000 will be used for the implementation of various activities under this component.

D. Records management and archives

55. The Mechanism Archives and Records Section forms part of the Registry. It is, however, separated in the present submission for presentation purposes only.

56. Pursuant to article 27 of its statute, the Mechanism is responsible for managing the archives of the Tribunals and the Mechanism itself, which together constitute the Archives of the International Criminal Tribunals. The Archives are co-located with the corresponding branches of the Mechanism.

57. The Archives consist of judicial records and other substantive and administrative records of the Tribunals and the Mechanism, in a range of media and formats.

58. The management of the Archives is a continuous function of the Mechanism throughout its mandate. The effective management of the Archives is critical to the performance of the other functions of the Mechanism, including any trial or appeal activity and assistance to national jurisdictions.

59. The Mechanism Archives and Records Section is responsible for preserving the Archives and providing access to them. This activity involves developing and implementing strategies, policies and processes for the preservation of both physical and digital records, and for providing access to them by Mechanism staff members and the public in accordance with established policies and procedures. The Section is also responsible for the management of all records generated by the Mechanism itself. This effort includes developing and implementing strategies, policies and processes for the creation, organization, storage, appraisal and disposition of records. It also includes managing confidential information and providing access to the records in accordance with established policies and procedures.

60. The International Criminal Tribunal for Rwanda completed the transfer of its records, including those generated during its liquidation phase, to the Mechanism in 2016. It is anticipated that the International Tribunal for the Former Yugoslavia will have completed the transfer of its records, with the exception of those to be generated during its liquidation phase, by the end of 2017.

61. The Mechanism Archives and Records Section will engage in the following continuous activities during the biennium 2018-2019, working towards the achievement of four strategic goals:

(a) Ensure the preservation of the Archives: operate physical and digital repositories at both the Arusha and the Hague branches and implement active preservation programmes for both physical and digital records, and continue work on the digitization of the audio-visual recordings of the Tribunals;

(b) Enhance accessibility of and access to, the Archives: describe records and make descriptions available online in the form of a publicly accessible catalogue, enhance public access to unclassified judicial records and facilitate access to other unclassified records, respond to requests for access in accordance with the access policy of the Mechanism and continue work on redaction and publication of audio-visual recordings of courtroom proceedings, provide reference and research facilities and services for Mechanism staff members and external users, provide library reference services and access to published materials about the work of the Tribunals and the Mechanism and related subject areas, build productive relationships with all users, cultivate mutually beneficial partnerships with external organizations that can enhance the accessibility of the Archives and coordinate with information centres established in Rwanda and the countries of the former Yugoslavia to improve access to information about the Tribunals and their work, and to the Archives;

(c) Stimulate engagement with the Archives: maintain an active and effective online presence, develop and deliver a programme of engaging online and physical exhibitions of material from the Archives, participate actively and substantively in the activities of international, regional and local professional and technical organizations, and explore and exploit opportunities for collaborative ventures with professional and technical organizations, educational institutions and others;

(d) Drive good record-keeping in the Mechanism: complete the development of records retention schedules, extend the implementation of the electronic document and records management system and actively promote and support good record-keeping by providing advice and assistance to offices and training for staff.

62. The Mechanism Archives and Records Section will engage in the following main ad hoc activities during the biennium 2018-2019: providing support for the creation of high-quality audiovisual recordings of courtroom hearings in Mechanism trial and appeal proceedings; managing those recordings to ensure preservation of the full (i.e., as recorded, unredacted) versions; creating public versions of those recordings and making them available to the public.

Table 11
Objectives for the biennium, expected accomplishments and indicators of achievement

Objective: Manage the Archives of the International Criminal Tribunal for Rwanda, the International Tribunal for the Former Yugoslavia and the Mechanism, ensuring preservation and enhancing access, and manage the records of the Mechanism, in line with the rules of procedure and evidence of the respective Tribunals and Mechanism, United Nations policies and international standards and best practices

Expected accomplishments	*Indicators of achievement*		*Performance measures*			
			2018-2019	*2016-2017*	*2014-2015*	*2012-2013*
(a) Effective preservation of physical records	(i) Maintenance of suitable environmental conditions in the physical repositories (Percentage of records lost owing to deterioration, damage or destruction as a result of unsuitable environmental conditions)	Target	–	–	–	–
		Estimate		–	–	–
		Actual			–	–

Expected accomplishments	Indicators of achievement		Performance measures			
			2018-2019	2016-2017	2014-2015	2012-2013
	(ii) Implementation of emergency response and disaster recovery plans for the physical repositories (Percentage of records lost owing to damage or destruction as a result of disasters)	Target	–	–	–	–
		Estimate		–	–	–
		Actual			–	–
(b) Effective preservation of digital records	(i) Ingestion of records into the digital repository (Volume (terabytes) of records ingested)	Target	1 000			
		Estimate				
		Actual				
	(ii) Monitoring of the integrity of the records in the digital repository (Percentage of records lost owing to bit corruption)	Target				
		Estimate				
		Actual				
(c) Effective preservation of audiovisual records	Digitization/migration of audiovisual records from obsolete media into a file-based storage environment (Number of recordings digitized/migrated)	Target	1 500			
		Estimate				
		Actual				
(d) Effective protection of confidential information	Compliance with security and access policies (Number of security breaches)	Target	–	–	–	–
		Estimate		–	–	–
		Actual			–	–
(e) Enhanced accessibility of public judicial records	(i) Availability of new public judicial documents on the Mechanism website within one working day of distribution (Percentage level of compliance with established timeframes)	Target	95	100	100	100
		Estimate		90	100	100
		Actual			100	100
	(ii) Implementation of judicial orders for declassification and/or redaction of non-public judicial records, including audiovisual recordings, within five working days of issuance (Percentage level of compliance with established timeframes)	Target	95	100		
		Estimate		90		
		Actual				
	(iii) Availability of new public audiovisual recordings of courtroom hearings two working days after the transcript (Percentage level of compliance with established timeframes)	Target	100			
		Estimate				
		Actual				
(f) Efficient and effective handling of requests for access to records	Acknowledgement of requests for access within two working days of receipt and issuance of responses within three working days of decisions on access (Percentage of compliance with established timeframes)	Target	90	90	90	90
		Estimate		90	90	90
		Actual			90	90

Expected accomplishments	*Indicators of achievement*		*Performance measures* 2018-2019	2016-2017	2014-2015	2012-2013
(g) Increased public knowledge about the contents of the Archives	Availability of finding aids for the Archives (Percentage of the Archives described to series level in a publicly accessible catalogue)	Target Estimate Actual	30			
(h) Increased public awareness of the Archives of the Tribunals and their potential use	Availability of engaging online and physical exhibitions of about the Archives (Number of exhibitions per year)	Target Estimate Actual	4			
(i) Efficient and effective management of Mechanism records	(i) Implementation of the electronic document and records management system (Percentage of organization with electronic document and records management system implemented)	Target Estimate Actual	75			
	(ii) Availability of staff training on record-keeping (Number of training sessions offered each year)	Target Estimate Actual	4			

External factors

63. The Mechanism Archives and Records Section is expected to meet its objectives and expected accomplishments on the assumption that adequate and appropriate facilities for the housing and preservation of physical and digital records are available at the two branches.

Outputs

64. During the biennium 2018-2019, the following outputs will be delivered:

(a) Development, implementation and review of policies, processes and systems in respect of the preservation of the Archives, including transfer of records into repositories, assessment of preservation needs and implementation of adequate and appropriate preservation measures;

(b) Provision of support for audiovisual recording of courtroom hearings; management of recordings, including preservation and provision of access to public versions; servicing requests for access at the Arusha branch;

(c) Development, implementation and review of policies, processes and systems; provision of user administration and support services for information technology systems used for record-keeping; provision of physical records storage and retrieval services; provision of advice and training;

(d) Provision of description of records and production of finding aids; operation of research facilities and services; servicing of requests for access; coordination with established information centres; production of public versions of judicial records in accordance with judicial orders; monitoring of public use of records and implementation of measures to detect and address unauthorized disclosure of confidential information;

(e) Provision of information about the Archives on the Mechanism website and on social media channels; development and delivery of physical and online exhibitions;

(f) Provision of support for the transfer of records generated during the liquidation phase of the International Tribunal for the Former Yugoslavia.

Table 12
Resource requirements: records management and archives

Assessed budget

	Resources (thousands of United States dollars)		*Temporary posts*	
Category	*2016-2017*	*2018-2019 (before recosting)*	*2016-2017*	*2018-2019*
Arusha branch				
Post	2 444.9	2 968.7	11	14
Non-post	586.6	2 113.7	–	–
Staff assessment	266.8	482.0		
Subtotal	**3 298.3**	**5 564.4**	**11**	**14**
Hague branch				
Post	2 233.1	2 233.1	11	11
Non-post	897.1	1 669.8	–	–
Staff assessment	394.0	532.5		
Subtotal	**3 524.2**	**4 435.4**	**11**	**11**
Total	**6 822.5**	**9 999.8**	**22**	**25**

Table 13
Temporary post requirements: records management and archives

Category	*2016-2017*	*Proposed changes*	*2018-2019*
Professional and higher			
Arusha branch			
P-4/3	4	1	5
P-2/1	2	–	2
Subtotal	**6**	**1**	**7**
Hague branch			
P-5	1	–	1
P-4/3	3	–	3
P-2/1	2	–	2
Subtotal	**6**	**–**	**6**
Total, Professional and higher	**12**	**1**	**13**
General Service and other			
Arusha branch			
Local level	1	1	2
Field Service	4	1	5
Subtotal	**5**	**2**	**7**

Category	*2016-2017*	*Proposed changes*	*2018-2019*
Hague branch			
Other level	5	–	5
Total, General Service and other	**10**	**2**	**12**
Grand total	**22**	**3**	**25**

65. Total resources under posts in the amount of $5,201,800 ($2,968,700 for the Arusha branch and $2,233,100 for the Hague branch) would provide for the 25 posts indicated in table 13 above. Resources under staff assessment in the amount of $1,014,500 ($482,000 for the Arusha branch and $532,500 for the Hague branch) would provide for the staff assessment for the temporary posts as well as for general temporary assistance-funded positions. The 25 posts derive from the following actions:

(a) Continuation of 22 temporary posts, 11 in the Arusha branch (1 P-4, 3 P-3, 2 P-2, 4 Field Service, 1 General Service (Local level)) and 11 in the Hague branch (1 P-5, 3 P-3, 2 P-2, 5 General Service (Other level));

(b) Inward redeployment of 3 temporary posts (1 post of Librarian (P-3), 1 post of Library Assistant (Field Service), 1 post of Library clerk (General Service (Local level))), which were previously presented under the Registry in the biennium 2016-2017, given that they are under the functional responsibility of the Mechanism Archives and Records Section.

66. Total non-post resources in the amount of $3,783,500 ($2,113,700 for the Arusha branch and $1,669,800 for the Hague branch) would provide for other staff costs, consultants, travel of staff, contractual services, general operating expenses, supplies and materials, furniture and equipment and the improvement of premises.

67. The overall increase of $3,177,300 ($2,266,100 for the Arusha branch and $911,200 for the Hague branch) compared with 2016-2017 is attributable mainly to (a) the redeployment of general temporary assistance requirements in Arusha from the Registry, where they were budgeted in 2016-2017, to the Mechanism Archives and Records Section; (b) the increase in resource requirements for four new general temporary assistance positions in The Hague to provide support for the additional audiovisual and digital archives workload projected for the biennium 2018-2019; and (c) the interim increase in archiving space in The Hague pending the renovation of the main building, offset by a decrease in requirements for furniture and equipment owing to the removal of the one-time provision for digital repository software and a 500 terabytes additional data storage included in the 2016-2017 budget.

E. Liabilities for payment of pensions of retired judges and after-service health insurance benefits to former staff members

68. In section II, paragraph 8, of its resolution 70/243, the General Assembly requested the Secretary-General, in the context of future budget submissions for the Mechanism, to include a provision to fund the liabilities due within the related biennium for the pensions of retired judges, and their surviving spouses, and for after-service health insurance benefits to former staff of the International Criminal Tribunal for Rwanda, the Mechanism and, as appropriate, the International Tribunal for the Former Yugoslavia.

69. During the biennium 2016-2017, provisions were made in respect of pensions and after-service health insurance benefits to former International Criminal Tribunal for Rwanda judges and staff members, respectively.

70. The present report includes the estimated requirements for the biennium 2018-2019 in respect of former judges and staff members of the International Criminal Tribunal for Rwanda as well as new requirements for former judges and staff members of the International Tribunal for the Former Yugoslavia, following the closure of that Tribunal at the end of 2017.

Table 14
Resource requirements: liabilities for payment of pensions of retired judges and after-service health insurance benefits to former staff members

Assessed budget

	Resources (thousands of United States dollars)		*Posts*	
Category	*2016-2017*	*2018-2019 (before recosting)*	*2016-2017*	*2018-2019*
Non-post	3 420.7	9 555.7	–	–
Total	**3 420.7**	**9 555.7**	–	–

71. The amount of $9,555,700, before recosting, would provide for the organization's costs towards the after-service health insurance scheme and pension benefits to former staff members and retired judges, respectively, of the International Criminal Tribunal for Rwanda and the International Tribunal for the Former Yugoslavia.

72. The increase of $6,135,000 is due mainly to the new provision for after-service health insurance and pension benefits in respect of former staff members and retired judges, respectively, of the International Tribunal for the Former Yugoslavia and additional requirements resulting from a reassessment of the projected contributions in respect of after-service health insurance for former staff members of the International Criminal Tribunal for Rwanda.

F. International Tribunal for the Former Yugoslavia liquidation

73. Since 2004, when the Security Council endorsed the completion strategy of the International Tribunal for the Former Yugoslavia, the Tribunal has been progressively downsizing in line with the completion of the judicial workload and has commensurately undertaken a number of liquidation activities.

74. In anticipation of workforce reduction, staff members and management established a joint negotiating committee in 2004, which led to the creation of the Downsizing and Comparative Review Board. The Board has been active during the past four biennial budget processes to guide the selection of staff members for downsizing: where the Tribunal once employed approximately 1,300 people, only about 200 remain.

75. The International Tribunal for the Former Yugoslavia had, at one point, a number of field offices in the former Yugoslavia. The offices in Pristina, Zagreb, Banja Luka and Skopje have been closed and the offices in Sarajevo and Belgrade have been substantially downsized. The continuation of only one field office (Sarajevo) in the biennium 2018-2019 is foreseen in the budget of the Mechanism.

While the Tribunal once occupied three buildings in The Hague, all operations in the Netherlands have been consolidated into one building.

76. The Headquarters Property Survey Board approved the first asset disposal plan for the Tribunal in 2010. The plan was implemented but subsequently updated in 2016, when the Survey Board approved the revised plan, which allowed for the streamlined transfer of assets to the Mechanism. With that approval in place, and in collaboration with the Mechanism, the Tribunal's asset holders identified those assets the Mechanism would require after the closure of the Tribunal. Those assets, constituting nearly 90 per cent of the Tribunal's current holdings, have been transferred to the Mechanism. An asset liquidation project plan has been adopted to govern the disposal of the remaining assets.

77. In 2014, the Registrar of the International Tribunal for the Former Yugoslavia established the records and archives working group, which has provided management-level guidance for the preparation of an overall plan for the transfer and disposal of the Tribunal's records and archives. To date, more than two-thirds of all Tribunal digital and physical records have been transferred to the custody of the Mechanism or disposed of, substantially exceeding the plan's targets.

78. Since the establishment of the Mechanism, the Procurement Section of the International Tribunal for the Former Yugoslavia has provided procurement support to the two branches. A total of 95 per cent of the contracts of the International Tribunal for the Former Yugoslavia have been terminated or, where required, have been re-established in the name of the Mechanism, with only nine contracts currently remaining to be transferred. Similarly, work has been started on the calculation of accruals and other related financial matters. Most of the technical liquidation work will be completed by 31 December 2017 and all provisions, including staff separation benefits and entitlements, will be made against the Tribunal's 2016-2017 budget.

79. The present submission therefore takes into account the well-advanced ongoing liquidation work as well as lessons learned on the basis of the findings of the reports of the internal and external auditors on the liquidation of the International Criminal Tribunal for Rwanda. The proposed budget seeks resources to finance pending residual liquidation work that is anticipated to be completed during the first three to five of months of 2018.

80. The proposed liquidation team will be headed by the Chief of Administration of the Mechanism. The Chief will ensure the overall coordination of liquidation and administrative activities, act as the focal point for cooperation with OIOS, the United Nations Board of Auditors, the Management Evaluation Unit and the United Nations Dispute Tribunal, and be responsible for preparing the final liquidation report.

81. The proposed staffing levels are based on the anticipated workload and are presented in accordance with the main liquidation functions, namely, finance, general services and asset management, human resources and information technology.

82. During the final liquidation phase, the following functions will be performed:

(a) Finance: completion of accounting treatment related to the disposal of assets and related entries and reports; provision of post-separation guidance to staff on the status of claims of post-separation guidance to staff on the status of claims and entitlements; processing of separation benefits (repatriation of staff members and their families) and processing other final entitlements; transmission to the United Nations Joint Staff Pension Fund the relevant documentation and finalization of Pension Fund reconciliation and corrections on contributions; processing of

education grants and other staff-related claims; clearing accounts receivable and accounts payable, including obtaining approval for write-offs and related recordings in the books; preparation of final financial statements for 2017, including consultations on accounting treatment of amalgamation-related issues; provision of support for the audit (internal and external) of the operations of the International Tribunal for the Former Yugoslavia for 2017; and preparation of hand-over files for the Mechanism;

(b) General services: physical verification of all remaining assets; write-off and disposal of remaining assets by way of commercial sale, donation, transfer or destruction and disposal and destruction of diplomatic plates; processing travel requests for separating staff; clearance of outstanding payments obligated with regard to staff members' shipment of personal effects and repatriation travel; and facilitation of the return of United Nations laissez-passers to Headquarters for cancellation;

(c) Human resources: processing of separation documents; provision of guidance and follow-up to queries from staff members on final pay, pensions, after-service health insurance and separation entitlements; review of staff official status files to ascertain that all outstanding documents have been submitted; preparation of official status files and other human resources records for transfer to the Mechanism; and processing repatriation travel expense reports on behalf of separated staff members;

(d) Information technology: decommissioning of International Tribunal for the Former Yugoslavia systems that will not be needed by the Mechanism in 2018; and preparation of personal computing equipment and associated peripherals for disposal, including the removal of internal hard disks.

Table 15
Resource requirements: International Tribunal for the Former Yugoslavia liquidation

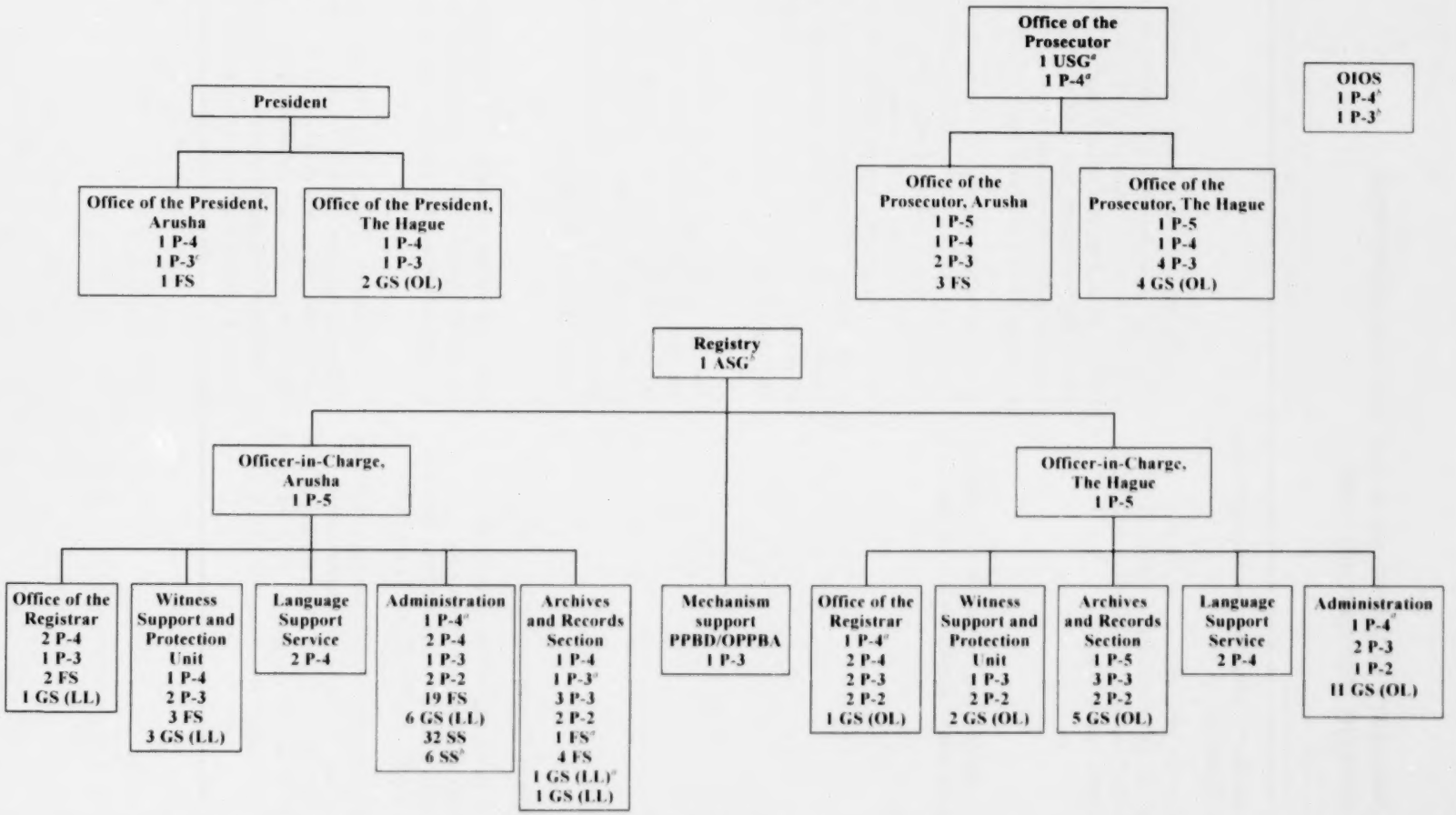
Assessed budget

	Resources (thousands of United States dollars)		*Temporary posts*	
Category	*2016-2017*	*2018-2019 (before recosting)*	*2016-2017*	*2018-2019*
Non-post	–	404.0	–	–
Staff assessment	–	58.2	–	–
Subtotal	**–**	**462.2**	**–**	**–**

83. The provision of $462,200, before recosting, would provide for (a) a total of 39 work-months of general temporary assistance (9 months at the Professional level and 30 months at the General Service (Other level)), including staff assessment; (b) contractual services in respect of audit fees for the audit of Tribunal liquidation and financial statements; and (c) general operating expenses.

Annex I

International Residual Mechanism for Criminal Tribunals: organizational structure and temporary post distribution for the biennium 2018-2019



Abbreviations: USG, Under-Secretary-General; ASG, Assistant Secretary-General; P, Professional category; FS, Field Service category; GS (OL), General Service (Other level); SS, Security Service; GS (LL), General Service (Local level); PPBD, Programme Planning and Budget Division; OPPBA, Office of Programme Planning, Budget and Accounts.

[a] Redeployed.

[b] New post.

[c] Reclassified post.

Annex II

Summary of follow-up action taken to implement relevant recommendations

Brief description of the recommendation	*Action taken or to be taken to implement the recommendation*
Report of the Advisory Committee on Administrative and Budgetary Questions (A/70/600)	
The Advisory Committee is of the view that the Mechanism should explore utilizing in-house Umoja-related expertise in New York or in Geneva instead of engaging consultants (para. 37).	The Mechanism's budget proposal for the biennium 2018-2019 does not include resources for the engagement of consultants to provide support for Umoja. Should specialized expertise be required in the future, the Mechanism will draw on the expertise available in New York, Geneva and other duty stations to address Umoja-related support requirements.
The Committee considers that the Mechanism's overall vehicle holdings should be kept under review (para. 38).	As recommended by the Advisory Committee, the Mechanism has kept its overall vehicle holdings under regular review. The budget proposal for the biennium 2018-2019 provides for the acquisition of six new vehicles (three in the Arusha branch and three in the Hague branch). The proposed acquisition will not result in an increase in the overall vehicle fleet of the Mechanism, as the new vehicles will replace six existing vehicles that have reached the end of their normal life cycle. The continued use of these six vehicles, given their current mileage, age and condition, would pose a security risk to the drivers and result in higher than normal maintenance and repair costs. On this basis, a determination was made to propose their replacement during the biennium 2018-2019.
Report of the Board of Auditors (A/71/5/Add.15)	
The Board recommends that the Mechanism use the policy development framework to update its administrative rules, policies and procedures to suit its current operating environment (chap. II, para 26).	Many administrative standard operating procedures have been overtaken by the advent of Umoja; other documentation is being developed, as necessary.
The Board recommends that the Mechanism collaborate with the Procurement Division at Headquarters to evaluate and enforce the provision regarding liquidated damages, as appropriate, for the failure of the contractor to abide by the contractual terms (chap. II, para 52).	The Mechanism is engaged in ongoing discussions with the contractor and architect on a number of issues, among which is the status of the final invoice. The Mechanism's final position will be arrived at in consultation with the Procurement Division and the Office of Legal Affairs of the Secretariat.